

Introduced by Senator DeSaulnier

February 27, 2009

An act to amend Section 21086 of the Public Resources Code, relating to the environment.

LEGISLATIVE COUNSEL'S DIGEST

SB 686, as introduced, DeSaulnier. Environment: CEQA exemption: addition and deletion.

The California Environmental Quality Act requires the Office of Planning and Research to adopt guidelines that include criteria for public agencies to follow in determining whether or not a proposed project may have a significant effect on the environment and a list of classes of projects that are exempted from the act's requirements. The act establishes procedures for the certification and adoption of the guidelines. The act authorizes a public agency to request, in writing, the addition or deletion of a class of projects to the list. The office is required to review each request and, as soon as possible, submit its recommendation to the Secretary of Natural Resources Agency.

This bill would make technical, nonsubstantive changes to the provision regarding the addition or deletion of a class of projects.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 21086 of the Public Resources Code is
- 2 amended to read:
- 3 21086. (a) A public agency may, at any time, request the
- 4 addition or deletion of a class of projects, to the list designated

1 pursuant to Section 21084. That request shall be made in writing
2 to the Office of Planning and Research and shall include
3 information supporting the public agency's position that the class
4 of projects does, or does not, have a significant effect on the
5 environment.

6 (b) The Office of Planning and Research shall review each
7 request and, as soon as possible, shall submit its recommendation
8 to the Secretary of the *Natural Resources Agency pursuant to*
9 *Sections 21083 and 21084*. Following the receipt of that
10 recommendation, the Secretary of the *Natural Resources Agency*
11 may add or delete the class of projects to the list of classes of
12 projects designated pursuant to Section 21084 that are exempt
13 from the requirements of this division.

14 (c) The addition or deletion of a class of projects, as provided
15 in this section, to the list specified in Section 21084 shall constitute
16 an amendment to the guidelines adopted pursuant to Section 21083
17 and shall be adopted in the manner prescribed in Sections 21083
18 and 21084.